

"An Act to create a more efficient road system for Red River County, etc., and declaring an emergency,"

Have had the same under consideration and beg leave to report the same back with the recommendation that it do pass and be not printed.

Caldwell, Chairman; Gibson, Smith, Floyd, Buchanan of Scurry.

Enrolling Committee Report.

Committee Room,
Austin, Texas, Sept. 27, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: Your Committee on Enrolled Bills beg leave to report that we have carefully compared Senate Bill No. 44, a copy of which accompanies this report, and find the same correctly enrolled, and have this day at 5:10 o'clock p. m. presented same to the Governor for his approval.

SMITH, Chairman.

By Caldwell.

S. B. No. 44.

An Act to provide that the General Land Office, the Agricultural Department and such other departments and offices of the State government as may be from time to time determined by the Governor shall occupy the new departmental building now being erected in the city of Austin at the corner of Brazos and East Eleventh streets, repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. The General Land Office, the Agricultural Department and such other departments and offices of the State government as may be determined by the Governor shall occupy the new departmental building now being erected in the city of Austin at the corner of Brazos and East Eleventh streets.

Sec. 2. All laws and parts of laws in conflict herewith are hereby repealed.

Sec. 3. The importance of the subject matter of this Act, the near approach of the end of the session and the crowded condition of the calendar creates an emergency and imperative public necessity demand-

ing that the constitutional rule requiring bills to be read on three several days in each house be suspended, and it is so suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

TWENTY-THIRD DAY.

Senate Chamber,
Austin, Texas,
Friday, Sept. 28, 1917.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by President Pro Tem. Dean.

The roll was called, a quorum being present; the following Senators answering to their names:

Alderdice.	Harley.
Bailey.	Henderson.
Bee.	Hopkins.
Buchanan of Bell.	Hudspeth.
Buchanan of Scurry.	Johnston of Harris.
Caldwell.	Lattimore.
Clark.	McCollum.
Collins.	McNealus.
Dayton.	Parr.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Suiter.

Absent.

Johnson of Hall.	Westbrook.
Page.	Woodward.

Absent—Excused.

Hall.

Prayer by Rev. W. A. Erwin.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Alderdice.

Excused.

Senator Hall for Wednesday and the remainder of the week on account of important business, on motion of Senator Bailey.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Bills and Resolutions.**Senate Concurrent Resolution No. 6.**

Be it resolved by the Senate, the House of Representatives concurring, that the President of the Senate appoint two members and the Speaker of the House of Representatives appoint two members for the purpose of and with instructions to investigate as to the cost of having a number of copies of the record of proceedings taken upon the impeachment trial of Governor Ferguson, printed and bound, and that they recommend back to the Senate the cost of such printing and the advisability of having same printed and the number to be printed.

HENDERSON.

The resolution was read and adopted.

Message from the House.

Hall of the House of Representatives, Austin, Texas, Sept. 27, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House does not concur in Senate amendments to House Bill No. 58 and ask for the appointment of a Free Conference Committee.

The following have been appointed on part of the House: Messrs. McDowra, Hudspeth, Sentell, Bell, Murrell.

Respectfully,

ED GRAHAM,

Acting Chief Clerk, House of Representatives.

House Bill No. 58—Free Conference Committee Elected.

Senator Floyd made the following motion in writing:

I move that the Senate grant the request of the House for the appointment of a Conference Committee on House Bill No. 58, and that Senators Robbins, Decherd, Hudspeth, Page and Alderdice be elected as conferees on the part of the Senate.

FLOYD.

The motion was read and Senator Dayton offered the following substitute:

I move that the Senate grant re-

quest of House for a Free Conference Committee on House Bill No. 58 and that the following Senators be elected on part of Senate: Sulter, Henderson, Bailey, Westbrook, Hudspeth.

Senator Floyd moved to table the substitute which motion was lost by the following vote:

Yeas—13.

Alderdice.	Johnston of Harris
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	Page.
Decherd.	Robbins.
Floyd.	Smith.
Hopkins.	Sulter.
Johnson of Hall.	

Nays—15.

Bailey.	Henderson.
Bee.	Hudspeth.
Caldwell.	McCollum.
Clark.	Parr.
Collins.	Strickland.
Dayton.	Westbrook.
Gibson.	Woodward.
Harley.	

Present—Not Voting.

Dean.

Absent.

Hall.

McNealus.

Action then recurred upon the substitute and the same was substituted for the original motion.

The motion as substituted was then adopted.

Official Stenographers Paid.

Senator Henderson moved that the account of the official court-reporters, amounting to \$3,926.85, be allowed and paid.

The motion prevailed.

Simple Resolution No. 28.

Whereas, Ringling Bros. circus, the greatest show on earth, is in Austin today; therefore, be it

Resolved That the Manager of the greatest show on earth be invited to address the Senate and that the Sergeant-at-Arms immediately deliver this invitation.

Parr, Harley, Strickland, Floyd, Clark, Decherd, Westbrook, Dayton, Page, Henderson, Lattimore, Hudspeth, Woodward, Caldwell, Gibson,

Committee on Entertainment of the Senate.

The resolution was read and adopted.

Morning call concluded.

House Bill No. 39.

The Chair laid before the Senate on second reading:

H. B. No. 39, A bill to be entitled "An Act to establish and incorporate the Whitman Independent School District with certain boundaries in Haskell County, Texas, with all the powers and privileges of independent school districts to manage and control the public schools of same, to elect trustees therefor, to levy and collect taxes for the maintenance of said school, to issue bonds and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Buchanan of Scurry, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 39 put on its third reading and final passage by the following vote:

Yeas—26.

Alderdice.	Harley.
Bailey.	Hopkins.
Bee.	Hudspeth.
Buchanan of Bell.	Johnson of Hall.
Buchanan of Scurry.	Johnston of Harris.
Caldwell.	Lattimore.
Clark.	McCollum.
Collins.	Page.
Dayton.	Parr.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Westbrook.

Absent.

Henderson.	Suiter.
McNealus.	Woodward.

Absent—Excused.

Hall.

The bill was laid before the Senate, read third time and, on motion of Senator Buchanan of Scurry, was passed finally.

House Bill No. 40.

The Chair laid before the Senate on second reading:

H. B. No. 40, A bill to be entitled "An Act to establish and incorporate the Pinkerton Independent School District with certain boundaries in Haskell County, Texas, with all the powers and privileges of independent school districts, to manage and control the public schools of same, to elect trustees therefor, to levy and collect taxes for the maintenance of said school, to issue bonds and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Buchanan of Scurry, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 40 put on its third reading and final passage by the following vote:

Yeas—27.

Alderdice.	Henderson.
Bailey.	Hopkins.
Bee.	Hudspeth.
Buchanan of Bell.	Johnson of Hall.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	Page.
Collins.	Parr.
Dayton.	Robbins.
Dean.	Smith.
Decherd.	Strickland.
Floyd.	Westbrook.
Gibson.	Woodward.
Harley.	

Absent.

Johnston of Harris.	Suiter
McNealus.	

Absent—Excused.

Hall.

The bill was laid before the Senate, read third time and, on motion of Senator Buchanan of Scurry, was passed finally.

Bills Signed.

The Chair (President Pro Tem. Dean) gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 50, A bill to be entitled "An Act to repeal Chapter 29 of the General Laws of Texas passed at the Regular Session of the Thirty-fifth Legislature, the same being 'An Act establishing the West Texas Agricultural and Mechanical College,' and declaring an emergency."

H. B. No. 51, A bill to be entitled "An Act to repeal Chapter 204 of the Acts of the Regular Session of the Thirty-fifth Legislature, which chapter is 'An Act to establish a junior agricultural college east of the ninety-sixth meridian and north of the thirty-first parallel, and to place the government and direction of said institution under the governing board of the Agricultural and Mechanical College of Texas, and making an appropriation for said junior college, and declaring an emergency'; providing that all acts done, contracts or agreements that may have been entered into, under the provisions of such Chapter 204, by the State of Texas, or by any of its officers, agents or employees are each and all hereby annulled, and all appropriations canceled; and declaring an emergency."

H. B. No. 29, A bill to be entitled "An Act to amend Section 1 of Chapter 123, page 320, of the General Laws of the State of Texas, as passed by the Thirty-fifth Legislature at its regular session, so as to provide that said Act shall not apply to any act permitted by the statutes of the United States of America, or by the United States Army and Navy Regulations nor construed to apply to a newspaper, periodical, books, pamphlets, circular, certificate, diploma, warrant or commission of appointment to office, ornamental picture, article of jewelry or stationery for use in correspondence, on which shall be printed, painted or placed said flag or flags, disconnected from any advertisement, and declaring an emergency."

H. B. No. 57, A bill to be entitled "An Act making an additional appropriation of the sum of \$35,000, or so much thereof as may be necessary, to pay the contingent expenses of the Third Called Session of the Thirty-fifth Legislature of the State of Texas, convened August 31, 1917, by proclamation of the Governor, providing how accounts may be approved, and declaring an emergency."

S. B. No. 36, A bill to be entitled

"An Act creating the Oakland Independent School District of Red River County; defining its boundaries, vesting it with the rights, powers and duties and privileges of districts, incorporated for school purposes only under the General Laws; providing for a board of trustees therefor, and declaring an emergency."

House Bill No. 46.

The Chair laid before the Senate, on second reading:

H. B. No. 46; A bill to be entitled "An Act to amend Article 925, Chapter 6, Title 22, Revised Civil Statutes of Texas, 1911, providing for the levy and collection of an ad valorem tax by a city or town sufficient to meet interest payments and to create a sinking fund on all indebtedness incurred prior to the adoption of the constitutional amendment in 1883, regarding the power of a city or town to levy and collect taxes; providing for the levying and collection of taxes by a city or town for current expenses, the erection and equipment of, or the purchase of public buildings, water works, sewers, and other permanent improvements, for the construction of roads, bridges and streets and for the support and maintenance of public free schools, for the purchase of sites, creation and equipment of public free school buildings, applying the law to certain districts, classifying districts, and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Hopkins, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 46 put on its third reading and final passage by the following vote:

Yeas—21.

Alderdice.	Henderson.
Bee.	Hopkins.
Buchanan of Scurry.	Johnson of Hall.
Caldwell.	Johnston of Harris.
Collins.	Lattimore.
Dayton.	Parr.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Woodward.
Harley.	

Nays—5.

Bailey. Sulter.
 Buchanan of Bell. Westbrook.
 Clark.

Present—not Voting.

Page.

Absent.

Hudspeth. McNealus.
 McCollum.

Absent—Excused.

Hall.

At Ease.

At 11 o'clock a. m., Senator Clark asked for unanimous consent for the Senate to stand at ease subject to call of the Chair. It was so ordered.

House Bill No. 46.

Action recurred upon pending business, House Bill No. 46, the question being upon the final passage of the bill.

The bill was laid before the Senate, read third time and, on motion of Senator Hopkins, was passed by the following vote:

Yeas—20.

Alderdice.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Scurry.	Johnston of Harris.
Collins.	Lattimore.
Dayton.	McCollum.
Dean.	Parr.
Floyd.	Robbins.
Gibson.	Smith.
Harley.	Strickland.
Henderson.	Woodward.

Nays—2.

Bailey. Buchanan of Bell.

Absent.

Caldwell.	Page.
Clark.	Suiter.
Hudspeth.	Westbrook.
McNealus.	

Absent—Excused.

Decherd. Hall.

Senator Hopkins moved to reconsider the vote by which the bill was passed and table the motion to reconsider.

The motion to table prevailed.

House Bill No. 37.

The Chair laid before the Senate on second reading:

H. B. No. 37, A bill to be entitled "An Act to amend Section 45 of Chapter 203 of the Acts of the Regular Session of the Thirty-fifth Legislature, being an Act to regulate the use and operation of vehicles upon the public highways."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Lattimore, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 37 put on its third reading and final passage by the following vote:

Yeas—21.

Alderdice.	Harley.
Bailey.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	Lattimore.
Caldwell.	Page.
Clark.	Robbins.
Collins.	Smith.
Dean.	Strickland.
Decherd.	Woodward.
Floyd.	

Absent.

Dayton.	McNealus.
Gibson.	Parr.
Henderson.	Suiter.
Hudspeth.	Westbrook.
McCollum.	

Absent—Excused.

Hall.

The bill was laid before the Senate, read third time and, on motion of Senator Lattimore, was passed by the following vote:

Yeas—21.

Alderdice.	Harley.
Bailey.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	Lattimore.
Caldwell.	Page.
Clark.	Robbins.
Collins.	Smith.
Dayton.	Strickland.
Dean.	Woodward.
Decherd.	

Absent.

Floyd.	McNealus.
Gibson.	Parr.
Henderson.	Suiter.
Hudspeth.	Westbrook.
McCollum.	

Absent—Excused.

Hall.

House Bill No. 30.

The Chair laid before the Senate on second reading:

H. B. No. 30, A bill to be entitled "An Act making an appropriation out of the general revenue for additional support of the Game, Fish and Oyster Department for the fiscal years ending August 31, 1918, and August 31, 1919, and declaring an emergency."

On motion of Senator Caldwell the bill was postponed indefinitely.

House Bill No. 48.

The Chair laid before the Senate on second reading:

H. B. No. 48, A bill to be entitled "An Act to create a more efficient road system for Red River County, Texas; making the county commissioners ex officio road commissioners, and providing for their compensation and defining their powers and duties; providing for the working of hands on the public roads who fail to pay road tax as provided for; providing for the working of roads by contract, if the court so determines; providing for county road superintendent, if the court in its discretion thinks it proper; providing for the collection and disbursement of certain moneys and the payment of fees for special services by certain county officials; providing for penalties for the enforcement of the provisions of this act; declaring its provisions are supplemental to all general laws of the State on the subject and especially declaring that its provisions shall not conflict with any of the provisions of Chapter 31 of the Local and Special Laws of the Thirty-fourth Legislature, and found on page 91 et seq., of the printed acts thereof."

The committee report that the bill be not printed was adopted.

Senator Floyd offered the following amendment which was read and adopted:

Amend Section 3 by striking out the figures "\$1008" wherever they occur and insert in lieu thereof the figures "\$900."

The bill was read second time and passed to its third reading.

On motion of Senator Floyd, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 48 put on its third reading and final passage by the following vote:

Yeas—21.

Alderdice.	Gibson.
Bee.	Harley.
Buchanan of Bell.	Hopkins.
Buchanan of Sourry.	Johnson of Hall.
Caldwell.	Johnston of Harris.
Clark.	Lattimore.
Collins.	Page.
Dayton.	Robbins.
Dean.	Strickland.
Decherd.	Woodward.
Floyd.	

Absent.

Bailey.	Parr.
Henderson.	Smith.
Hudspeth.	Suiter.
McCollum.	Westbrook.
McNealus.	

Absent—Excused.

Hall.

The bill was laid before the Senate, read third time and, on motion of Senator Floyd, was passed finally.

Senate Bill No. 46.

The Chair laid before the Senate on second reading:

S. B. No. 46, a special road law for Trinity County, Texas.

On motion of Senator Strickland, the bill was postponed indefinitely because a similar House bill had already been passed.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has adopted Senate Concurrent Resolution No. 6, providing for the appointment of a committee to investigate and report as to cost, etc., of having the proceedings of the impeachment trial printed and bound.

Respectfully,

ED GRAHAM,

Acting Chief Clerk of House of Representatives.

Special Committee Named.

The Chair, President Dean, named the following Senators to be members of the Special Committee provided for by Senate Concurrent Resolution No. 6, viz.: Senators Henderson and Floyd.

Recess.

At 12 o'clock m. the Senate on motion of Senator Clark recessed until 2 o'clock p. m. today.

After Recess.

(Afternoon Session.)

The Senate was called to order by President Dean.

Senate Bill No. 27.—Free Conference Committee Elected.

Senator Harley made the following written motion:

I move that the Senate do not concur in the House amendments to Senate Bill No. 27 and that the Senate request the House to appoint a Conference Committee on said bill and Senators Hudspeth, Buchanan of Scurry, Bee, Henderson and Bailey be elected on such committee on the part of the Senate.

HARLEY.

The motion was read and adopted carrying the election of the committee named.

Free Conference Committee Report On House Bill No. 22.

Austin, Texas, Sept. 28, 1917.

Hon. W. L. Deon, President of the Senate, and Hon. F. O. Fuller,

Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee, elected and appointed to adjust the difference between the House and Senate on

H. B. No. 22, A bill to be entitled, "An Act making additional appropriations for the support of the State Government for two years, beginning September 1, 1917, and ending August 31, 1919, as follows: to wit: For the salaries of special district judges, for fees and costs of sheriffs, attorneys and clerks in felony cases, for the salary of assistant Adjutant General and the Quartermaster of the Adjutant General's Department, for the salary of the Chief Inspector of Nurseries, and other specified items for the Department of Agriculture, for the salary of the State Revenue Agent, for the salary of the Chief Deputy of the Game, Fish and Oyster Commissioner's Department, for the salary of the Bacteriologist of the State Health Department, for the salary of the Commissioner of Labor for the salaries of two chemists in the Pure Food Department, for the salaries of two inspectors in the Pure Food Department, for the salaries of two inspectors in the Pure Food Department, for the salaries and expenses for collecting fees under the Pure Food laws, for stamps to be used in the collection of fees in the Pure Food Department, for the salary of the Superintendent of the State Orphans' Home, for the salaries of twelve non-graduate nurses for the first year at Tuberculosis Sanitarium, for salaries of three assistants to the inspector of Masonry and for material tests and analysis, long distance telephone, telegraph, express and freight charges and incidentals and traveling expenses for the Department of Inspector of Masonry, salary of one additional clerk to the State Treasury Department, and to pay miscellaneous claims, and for other purposes; prescribing certain regulations and restrictions in respect thereto; repealing parts of laws heretofore passed making appropriations for the particular items named in this bill, and declaring an emergency."

Have had same under consideration and beg to report as follows:

1. We recommend that in the Judiciary Section, on page 2, of House Bill No. 22, under the subdivision headed Judiciary there be inserted after the word, repealed and just above the section headed Adjutant General's Department, the following:

That \$6000.00, or so much thereof as is necessary, be allowed to pay salaries of special district judges for each of the fiscal years ending August 31, 1918 and 1919.

2. That there be inserted, immediately following the first amendment as a part of the Judiciary division of this appropriation, the following: "To pay fees and costs of sheriffs, attorneys, assistant district attorneys and clerks, in felony cases, for the fiscal year ending August 31, 1916, \$23,500.00, and for the year ending August 31, 1917, \$34,500.00."

3. On page 3, in paragraph devoted to the Department of Agriculture, in lieu of the appropriation of \$2,500 for each fiscal year to pay collecting, compiling, printing and disseminating agricultural information, printing blanks, forms, etc., there should be inserted in lieu of said item of \$2,500 items for the same purpose of \$5,000 for each of the two fiscal years for which this bill is making appropriations, and also that there be allowed, out of the fees collected by, said Agricultural Department, an additional \$2,000 each year traveling expenses for nursery inspectors.

4. That the Agricultural Department be allowed a stenographer in the Division of Markets, at a salary of \$1,200 a year for the fiscal years ending August 31, 1918 and 1919.

5. That the bill be amended by adding, after the item for R. M. Johnston, at the bottom of page 841 of Senate Journal, the following: To pay the claim of James I. Perkins for services rendered as special district judge for the Second Judicial District, \$106.73.

6. Add under the heading "For the State Orphan's Home":

To make improvements on the old deep well now in use, to protect and preserve same from caving in and to increase its capacity and to purchase necessary pump or pumps and other material necessary for the purpose, and to lay a pumping line, and install pumping outfit for connecting

the surface, artificial lake, or tank, on the premises, with the present water system now in use, in such manner as may be provided by the Board of Trustees of the Home, for the purpose of conserving and increasing the available water supply of said State Orphans' Home, for the year beginning September, 1917, the sum of \$5,000, or so much thereof as may be necessary.

7. To refund the balance overpaid, through error, occupation tax on gross receipts erroneously paid to the State after the charter of the corporation had been forfeited:

American Brewing Company	\$67.34
Fort Worth Brewing Company	169.35
Dallas Brewery	107.29
Houston Ice and Brewing Company	250.13
San Antonio Brewing Association	218.23
Galveston Brewing Company	180.93
Lone Star Brewing Association	30.95

Total\$1,024.22

8. To authorize the managing board of the Texas School for the Blind to purchase a new pipe organ for the new School of the Blind and pay therefor by exchanging the old pipe organ on hand, and paying any balance necessary by using certain junk money realized from the old unsalable equipment in the old building, the amount of junk money to be used not to exceed \$1600.

HUDSPETH,
GIBSON,
DAYTON,
BEE,
CALDWELL,

On the part of the Senate.

MENDELL,
PEYTON,
DUDLEY,
JOHNSON,
WOODS,

On the part of the House.

The foregoing report was read and adopted by the following vote:

Yeas—24.

Alderdice.	Dean.
Bee.	Decherd.
Buchanan of Bell.	Floyd.
Buchanan of Scurry.	Gibson.
Collins.	Harley.
Dayton.	Hopkins.

Hudspeth.
Johnson of Hall.
Lattimore.
McNealus.
Page.
Parr.

Robbins.
Smith.
Strickland.
Suiter.
Westbrook.
Woodward.

Absent.

Bailey.
Caldwell.
Clark.

Henderson.
Johnston of Harris.
McCollum.

Absent—Excused.

Hall.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the
Senate.

Sir: I am directed by the House to inform the Senate that the House has appointed the following committee on the part of the House in accordance with Senate Concurrent Resolution No. 6: Messrs. Yantis and Russell.

The following Free Conference Committee on the part of the House to consider Senate Bill No. 27 has been appointed: Messrs. Brown, Raiden, Bryant, Seawright and Martin.

Respectfully,
ED GRAHAM,
Acting Chief Clerk, House of
Representatives.

House Bill No. 58—Free Conference Committee Report.

Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate, and Hon. F. O. Fuller, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee appointed to confer with House Free Conference Committee on House Bill No. 58, beg leave to report that we have agreed with the House Free Conference Committee and respectfully submit the following amendments in lieu of Senate amendments, to wit:

First. Amend House Bill No. 58 by inserting in Section 1, line 7, by striking out all after the words viz. the following words, "One of said colleges shall be constructed

and ready for occupancy not later than September 1, 1921," and insert in lieu thereof the following: "Work on the construction of the Sul Ross Normal at Alpine, Texas shall begin on February 15, 1919, and the said Normal shall be ready for occupancy not later than October 1, 1919."

Second. Amend House Bill No. 58, Section 2, line 7 by striking out all after the word "by" in said line and section and insert in lieu thereof "October 1, 1919 but no part of said money shall be spent earlier than February 15, 1919."

Respectfully submitted,

SUITER,
HUDSPETH,
HENDERSON,
WESTBROOK,
BAILEY.

On part of the Senate.

McDOWELL,
HUDSPETH,
BELL,
MURRELL,
SANTELL.

On part of the House.

The foregoing report was read and Senator Collins made the point of order that the same cannot be now considered for the reason that the original bill does not accompany the report.

The Chair overruled the point of order.

Action recurred upon the report and the same was adopted.

House Bill No. 33.

The Chair laid before the Senate on second reading:

H. B. No. 33, A bill to be entitled "An Act to regulate the sale of poisons, providing for marking and designating the packages or containers, and for the registration of the name and address of the purchaser, requiring that all records be kept in well bound books, separate from all other records to be designated 'Record of Poison Sales,' designating what poisons are meant, prescribing a penalty for violations of this act, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

Senator Clark offered the following amendment:

Amend House Bill No. 33 by striking out the words "morphine and cocaine," wherever they appear in the bill.

On motion of Senator Lattimore the amendment was tabled.

The bill was read second time and passed to its third reading.

On motion of Senator Lattimore, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 33 put on its third reading and final passage by the following vote:

Yeas—22.

Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	Lattimore.
Collins.	McNealus.
Dean.	Parr.
Decherd.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Henderson.	Sulter.
Hookins.	Westbrook.
Hudspeth.	Woodward.

Absent.

Alderdice.	Dayton.
Bailey.	Harley.
Caldwell.	McCollum.
Clark.	Page.

Absent—Excused.

Hall.

The bill was laid before the Senate, read third time and on motion of Senator Lattimore, was passed finally.

Post Session Clerical Work.

Senate Chamber,
Austin, Texas. Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: We, your Committee on Rules, in order to provide for the printing of the Senate Journal of the Second and Third Called Sessions of the Thirty-fifth Legislature, and to provide for officers and employes to close up post-session clerical work, beg to report as follows:

1. That 250 volumes of the Senate Journal of the Second and Third Called Sessions, when completed, shall be printed and shall be bound in full

law sheep, and that one volume when thus bound shall be forwarded by the Secretary of State to each member of the Senate and to each Representative, and the remainder shall be retained by the Secretary of State. The printing of such Senate Journals in permanent form shall be done in accordance with the provisions of this resolution under the supervision of the Journal Clerk of the Senate within sixty days after the last copy shall have been furnished to the contractor. And it is further provided, that it shall be the duty of the Journal Clerk of the Senate not to receive or receipt for said Senate Journals until correctly published as required herein and by pre-existing law.

When said Journals have been published and the account approved by the State Printing Board, the same shall be paid for out of the contingent expense funds of the Second and Third Called Sessions of the Thirty-fifth Legislature that is available; provided, that the chairman of the Committee on Contingent Expenses shall not issue voucher for said amount until the Journal Clerk has certified to him that the Journal has been published and delivered in accordance with the provisions of this resolution.

2. We recommend that the Journal Clerk, T. H. Yarbrough, be retained sixty days after adjournment, and that he be allowed for his services \$7.50 per day, and that he be instructed to prepare and deliver to the public printer the Journal of the Senate, together with a complete and comprehensive index to same, and to deliver to the Secretary of State all documents, bills, etc., and Journals by law required to be delivered to him by the Secretary of the Senate.

3. That W. E. Day, the Calendar Clerk, be retained one day after adjournment, and that he be instructed to check up, index and arrange such bills, books, resolutions and other documents as may remain in his possession and deliver same to the Secretary of the Senate.

4. We recommend that the Sergeant-at-Arms, M. F. Hornbuckle, be instructed to immediately prepare a complete and itemized duplicate inventory of all property of the Senate, including all furniture and property in the Lieutenant-Governor's room and the reception room, with marks of identification entered on the invoice;

such inventory to show the condition and probable value of such property, and that each copy of each inventory to be approved by the President of the Senate and to be delivered by the Sergeant-at-Arms to the Senate at the next Special or Regular Session of the Legislature as soon as said Sergeant-at-Arms has been qualified; and that the Sergeant-at-Arms be allowed an assistant Sergeant-at-Arms, Jim Kenney, and three porters, to wit: Willie Carpenter, Andrew Murphy and E. G. Williams for three days' time after the adjournment of the Legislature. The Sergeant-at-Arms, and Assistant Sergeant-at-Arms to receive five dollars per day and porters to receive two dollars per day.

5. We recommend that the Engraving Clerk and the Enrolling Clerk each be required to deliver to the Secretary of the Senate all books and documents belonging to the Senate in their possession at the adjournment of the Legislature.

6. We recommend that the Assistant Secretary of the Senate, G. H. Boynton, be retained five days and be instructed to complete the duties as Secretary and in completing the record of the Executive Sessions, and deliver all records and documents to the Journal Clerk as is required of him, and shall be paid the sum of \$7.50 per day.

7. That the postmistress, Mrs. Clyde D. Smith, be requested to make out a list of the Senators and employes of the Senate, with their respective postoffice addresses, and furnish the same to the postmaster at Austin, with the request that he forward their mail to their respective addresses after adjournment; and that she be paid for three days' time at \$5.00 per day.

8. That the expenditures under this resolution may be paid out of the contingent or per diem funds of the Second and Third Called Sessions of the Thirty-fifth Legislature; that \$100, or as much thereof as may be necessary, shall be appropriated out of such contingent expense funds to pay postage or express charges on Journals sent out.

9. We recommend that the Enrolling Clerk be instructed to deliver to the Secretary of State, copies of all

bills which have been enrolled by him during the session.

Respectfully submitted,
Decherd, Hudspeth, Hopkins, Lattimore, Page.

The report was read and Senator McNealus offered the following amendment:

Amend committee report by inserting in Section 1, in line 8 of that section, after the words "of the Journal Clerk of the Senate," the words, "who shall have ten days in which to furnish such copy."

On motion of Senator Decherd the amendment was tabled.

Action recurred upon the committee report and the same was adopted.

Message from the Governor.

Governor's Office.

Austin, Texas, Sept. 28, 1917.

To the Senate of Texas:

I ask the advice, consent and confirmation of the Senate of Texas in the appointment of Senator James A. Harley of Seguin as Adjutant General of Texas.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Simple Resolution No. 29.

Be it resolved, that all expenses that have been paid by the Senate for stamps, messages, etc., are questionable from a constitutional standpoint and that all Senators be requested to refund such allowances as have been allowed on such accounts.

WOODWARD.

The resolution was read and Senator McNealus made the point of order that the resolution is a personal reflection on every Senator and should not be entertained.

The point of order was submitted to the Senate together with the resolution and the latter was lost by the following vote:

Nays—14.

Buchanan of Scurry.	Johnston of Harris.
Collins.	McNealus.
Dean.	Parr.
Decherd.	Smith.
Floyd.	Strickland.
Hopkins.	Sulter.
Johnson of Hall.	Westbrook.

Present—not Voting.

Bee.	Henderson.
Buchanan of Bell.	Hudspeth.
Dayton.	Page.
Gibson.	Woodward.

Absent.

Alderdice.	Harley.
Bailey.	Lattimore.
Caldwell.	McCollum.
Clark.	Robbins.

Absent—Excused.

Hall.

Bills Signed.

The Chair, President Dean, gave notice of signing and did sign in the presence of the Senate, after their captions had been read, the following bills:

S. C. R. No. 6, providing for the printing of extra copies of the record of the impeachment proceedings in the case of Governor James E. Ferguson.

H. B. No. 40, A bill to be entitled "An Act to establish and incorporate the Pinkerton Independent School District with certain boundaries in Haskell County, Texas, with all the powers and privileges of independent school districts, to manage and control the public schools of same, to elect trustees therefor, to levy and collect taxes for the maintenance of said school; to issue bonds and declaring an emergency."

H. B. No. 39, A bill to be entitled "An Act to establish and incorporate the Whitman Independent School District with certain boundaries in Haskell County, Texas, with all the powers and privileges of independent school districts to manage and control the public schools of same, to elect trustees therefor, to levy and collect taxes for the maintenance of said school, to issue bonds and declaring an emergency."

H. B. No. 46, A bill to be entitled "An Act to amend Article 925, Chapter 6, Title 22, Revised Civil Statutes of Texas, 1911, providing for the levy and collection of an ad valorem tax by a city or town sufficient to meet interest payments and to create a sinking fund on all indebtedness incurred prior to the adoption of the constitutional

amendment in 1883, regarding the power of a city or town to levy and collect taxes; providing for the levying and collection of taxes by a city or town for current expenses, the creation and equipment, of, or the purchase of public buildings, water works, sewers, and other permanent improvements, for the construction of roads, bridges and streets and for the support and maintenance of public free schools, for the purchase of sites, creation and equipment of public free school buildings, applying the law to certain districts, classifying districts, and declaring an emergency."

Senate Concurrent Resolution No. 6
—Committee Report.

Austin, Texas, Sept. 28, 1917.

To the Hon. W. L. Dean, President of the Senate and Hon. F. O. Fuller, Speaker of the House of Representatives

Sirs: We, your committee on the part of the Senate and the House appointed by you for the purpose of reporting on Senate Concurrent Resolution No. 6, beg leave to report as follows:

That it is our judgment that 3500 copies of the proceedings of the Impeachment Trial of Governor Jas. E. Ferguson before the Senate of Texas should be printed;

That 250 copies of the same be bound in library buckram and the balance be bound in paper at a cost to the State of \$2350.00.

We recommend that 6 volumes bound in library buckram be delivered to the State Library of Texas, and that one volume bound in buckram be given to each member of the House and the Senate;

We further recommend that one volume bound in library buckram be given to each of the Attorneys engaged in the Impeachment Trial, and that one copy be given to the Hon. Chester Terrell; that the remaining volumes bound in library buckram be left with the Secretary of State to be by him distributed to the various State libraries of the United States which might make requests for them;

That the volumes bound in paper be distributed equally among the

members of the House and Senate and that after the publication the printer shall turn all of the volumes over to the Secretary of State and he shall at once distribute them as above instructed.

Same to be paid out of the contingent fund.

HENDERSON,
FLOYD,

On part of Senate.
RUSSELL,
YANTIS,

On part of House.
The report was read and adopted.

House Bill No. 44.

The Chair laid before the Senate on second reading:

H. B. No. 44, A bill to be entitled, "An Act concerning impeachment of officers, providing what officers, agents and employes may be impeached by the House of Representatives and tried thereon by the Senate; providing for the convening of the House and Senate for such purposes, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Westbrook, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 44 put on its third reading and final passage by the following vote:

Yeas—21.

Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	McColum.
Collins.	Page.
Dayton.	Parr.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Sulter.
Gibson.	Westbrook.
Hopkins.	Woodward.
Hudspeth.	

Absent.

Alderdice.	Harley.
Bailey.	Henderson.
Caldwell.	Lattimore.
Clark.	McNealus.
Hall.	Strickland.

The bill was laid before the Senate, read third time and, on motion of Senator Westbrook, was passed finally.

House Bill No. 43.

The Chair laid before the Senate on second reading:

H. B. No. 43, A bill to be entitled "An Act to make appropriation for deficiencies in appropriations heretofore made for the support of the State government for the fiscal years ending August 31, 1916 and 1917, to cover authorized deficiency claims registered in the office of the Comptroller of Public Accounts of the State of Texas, in accordance with law, and declaring an emergency."

On motion of Senator Hudspeth the bill was postponed indefinitely.

Bills Signed.

The Chair, President Dean, signed, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 37, A bill to be entitled "An Act to amend Section 45 of Chapter 203 of the Acts of the Regular Session of the Thirty-fifth Legislature, being an Act to regulate the use and operation of vehicles upon the public highways."

H. B. No. 33, A bill to be entitled "An Act to regulate the sale of poisons, providing for marking and designating the packages or containers, and for the registration of the name and address of the purchaser, requiring that all records be kept in well bound books, separate from all other records to be designated 'Record of Poison Sales,' designating what poisons are meant, prescribing a penalty for violation of this act, and declaring an emergency."

H. B. No. 58, A bill to be entitled "An Act further defining the powers and duties of the State Normal School Board of Regents as set forth in Chapter 191 of the Acts of the Regular Session of the Thirty-fifth Legislature, which chapter is 'An Act to provide for the establishment, maintenance and government of two State normal schools; providing for the location of same, and declaring an emergency'; and as set forth in Chapter 197 of the Acts of the Regular

Session of the Thirty-fifth Legislature, which chapter is 'An Act to provide for the establishment, maintenance and government of a State Normal School, to be located at Alpine in Brewster County, Texas, to be known as the "Sul Ross Normal College," and declaring an emergency'; providing for the repeal of all appropriations made for any and all purposes under each of said Chapters 191 and 197; providing for an appropriation to carry into effect the specific powers and duties imposed upon the said State Normal School Board of Regents by the provisions of this Act, and declaring an emergency."

(Senator Dayton in the chair.)

Messages from the House.

Hall of the House of Representatives,
Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 38, A bill to be entitled "An Act to amend Article 598 of Chapter 8, Title 11 of the Revised Penal Code of the State of Texas, and Article 5716, Title 88 of the Revised Statute of the State of Texas, so as to permit the sale in any county or subdivision thereof, or any city or town in which the sale of intoxicating liquor has been prohibited, of wines for sacramental purposes and of alcoholic stimulants for medicinal purposes, and so as to permit the sale of ethyl alcohol by wholesale druggists to retail druggists; and declaring an emergency."

S. B. No. 39, A bill to be entitled "An Act to amend Sections 6 and 7 of Chapter 31, of the Acts of the First Called Session of the Thirty-third Legislature of the State of Texas, which Act was entitled, 'Intoxicating liquor—Prohibiting the shipment of same into prohibition territories,' prohibiting any person, firm or corporation from soliciting or taking orders in any county, justice precinct, town, city or other subdivision of a county where the qualified voters thereof have by a majority vote prohibited the sale of intoxicating liquors; providing, how-

ever, that nothing in said Act shall make it unlawful for any person, firm or corporation licensed under the laws of the State of Texas to sell ethyl alcohol to the owner, proprietor, agent or employe of retail drug stores, to take orders for ethyl alcohol when such sales are made in compliance with the laws of this State and providing that it shall not be unlawful for intoxicating liquors to be received for the use of his, their or its business only, by any drug stores in which drugs are compounded and employing a registered pharmacist, or by any educational or eleemosynary institution, or by any public or private hospital, or by any manufacturer or the owner or proprietor of any manufacturing establishment, or by any person, firm or corporation engaged in the wholesale drug business; and declaring an emergency."

S. B. No. 40, A bill to be entitled "An Act to amend Chapter 6 of Title 126 of the Revised Statutes of the State of Texas, which chapter provides for a tax on intoxicating liquors in local option territory, so as to add thereto Article 7475a, which added article provides that the preceding articles of said chapter shall not apply to the sales of ethyl alcohol in quantities of one gallon or more by persons, firms or corporations engaged in the wholesale drug business to any owner, proprietor, agent or employe or of any retail drug store in which drugs are compounded and employing a registered pharmacist where such sales are made for the purpose of being used in said retail drug business, and levying a tax and providing for the procuring of a license by such person, firm or corporation engaged in the wholesale drug business and located within any territory where local option is in force, before making such sales, and providing regulations for the issuance of such licenses; and declaring an emergency."

The House has adopted the Free Conference Report on House Bill No. 22.

The House has adopted the Free Conference Report on Senate Bill No. 27.

Respectfully,

ED GRAHAM,
Acting Chief Clerk, House of Representatives.

Senate Bill No. 27—Free Conference Committee Report.

Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate, and Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: We, your Free Conference Committee appointed and elected to adjust the differences between the House and Senate on Senate Bill No. 27, beg leave to report as follows:

We recommend the adoption of the House amendments to Senate Bill No. 27.

Respectfully submitted,

HUDSPETH,

BEE,

BAILEY,

HENDERSON.

BUCHANAN of Scurry,

On the part of the Senate.

BRYANT,

BROWN,

MARTIN,

RAIDEN,

SEAWRIGHT,

On the part of the House.

The foregoing report was read and, on motion of Senator Hudspeth, the same was laid on the table subject to call.

House Bill No. 25.

The Chair laid before the Senate, on second reading:

H. B. No. 25, A bill to be entitled "An Act to amend Article 5692, Revised Civil Statutes of Texas, as adopted in 1911, providing that actions for specific performance shall be filed within two years, and denying an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Bee, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 25 put on its third reading and final passage by the following vote:

Yeas—21.

Bee. Collins.
Buchanan of Bell. Dayton.
Buchanan of Scurry. Dean.

Decherd.	Page.
Floyd.	Parr.
Hopkins.	Robbins.
Hudspeth.	Smith.
Johnson of Hall.	Suiter.
Johnston of Harris.	Westbrook.
McCollum.	Woodward.
McNealus.	

Absent.

Alderdice.	Hall.
Bailey.	Harley.
Caldwell.	Henderson.
Clark.	Lattimore.
Gibson.	Strickland.

The bill was laid before the Senate, read third time and, on motion of Senator Bee, was passed finally.

Adjournment.

At 5 o'clock p. m. Senator Parr moved that the Senate adjourn until 9 o'clock tomorrow morning.

The motion prevailed.

APPENDIX.**Petitions and Memorials.**

Senator Strickland offered a resolution from the Invincible Guard at Palestine tendering its services to the State.

The offer was accepted on the part of the Senate, on motion of Senator Strickland.

Committee Reports.

Committee Room;

Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 63. A bill to be entitled "An Act to amend Chapter 5 of the Acts of the First Called Session of the Thirty-fifth Legislature, being 'An Act making an appropriation of seven hundred and fifty thousand dollars, or so much thereof as may be necessary, out of the general revenue or any other available funds, for the purpose of providing for the pay, transportation, subsistence, and all other expenses of the military forces of the State when ordered on duty or when mobilized or when recruiting and organizing troops or when ordered on

other military duties; providing for the pay, transportation and expenses of officers on active duty or while serving on military courts or boards; providing for mileage and per diem, and expenses of witnesses appearing before military courts and boards; providing for armory and storage facilities and organizations; providing for training, organization, mobilizing and subsisting, paying, equipping, preparing for muster into and out of Federal service; providing for organizing, maintaining and equipping school of instruction for officers or enlisted men; providing for books and supplies; providing for necessary chemical assistance and labor in storage rooms, arsenals, armories and headquarters; providing for transportation of stores and supplies and laundry and repair of uniforms and equipment and for hire, purchase, transportation and subsistence of animals, and for printing, postage, telephoning, telegraphing, and for purchase of stores, supplies, uniforms, arms and equipment; providing the pay for the Adjutant General, Chief Clerk, Stenographer, porter and other additional help in the Adjutant General's Department; printing, postage, and other expenses of that department; providing for all other military expenses of whatsoever character; providing how accounts drawn against this fund shall be made out and by whom approved, and declaring an emergency," and which amendment to said Chapter 5 provides for the repeal of three hundred and fifty thousand (\$350,000) dollars, as appropriated in Section 1 of said Chapter 5 of the Acts of the First Called Session of the Thirty-fifth Legislature, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

HUDSPETH, Chairman.

(Majority Report.)

Committee Room,
Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 36, A bill to be entitled "An Act to amend Article 6798 and Article 6799, Chapter 2, Title 118, of

the Revised Civil Statutes of the State of Texas for 1911, providing for acknowledgements of deeds and other instruments by persons in military service of the United States government to be taken before any officer of the Judge Advocate General's Department, and creating an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

BEE, Vice Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: We, a Minority of your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 36, A bill to be entitled "An Act to amend Article 6798 and Article 6799, Chapter 2, Title 118, of the Revised Civil Statutes, providing for acknowledgement of deeds and other instruments by persons in military service of the United States government, to be taken before any officer of the Judge Advocate General's Department and creating an emergency,"

Have had the same under consideration, and beg leave to report the same back with the recommendation that it do pass and be not printed.

BEE.

Committee Room,
Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 44, A bill to be entitled "An Act concerning impeachments of officers, providing what officers, agents and employes may be impeached by the House of Representatives and tried thereon by the Senate, providing for the convening of the House and Senate for such purposes and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

BEE, Vice Chairman.

Committee Room.

Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 25, A bill to be entitled "An Act to amend Article 5692, Revised Civil Statutes of Texas, as adopted in 1911, providing that actions for specific performance shall be filed within two years, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

BEE, Vice Chairman.

Committee Room.

Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

H. B. No. 49, A bill to be entitled "An Act giving to the owner of any real estate or interest therein sold under execution, order of sale, deed of trust, mortgage or other contract lien the right to redeem the same at any time in one year from the date of sale, by paying to the purchaser the amount of the purchase money paid, together with the interest thereon; provided that property redeemed under the Act shall not again be subject to levy or sale for the debt for which it was sold; providing that from the period of redemption allowed by this Act shall be deducted a period equal to any extension of the debt; providing that the right of redemption shall not be waived; providing that the Act shall have no application when the real estate is sold after the final maturity of the debt, or when the debt represents purchase money and less than one-half of the principal of the debt has been paid, or when the debt bears interest at the rate of six per cent, or less; providing that the right of redemption shall for all purposes be treated and regarded as real estate; and declaring an emergency,"

Have had the same under consideration, and beg to report the same back to the Senate, with the rec-

ommendation that it do pass, and be not printed.

BEE, Vice Chairman.

Committee Room.

Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 42, A bill to be entitled "An Act establishing the claim of S. S. Perry against the State of Texas for breach of contract entered into between him and the Board of Prison Commissioners, making an appropriation in payment of said claim; declaring that the Board of Prison Commissioners shall replace the amount thus appropriated when they have the funds, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

HUDSPETH, Chairman.

(Floor Report.)

Senate Chamber.

Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 43, A bill to be entitled "An Act to make appropriations for deficiencies in appropriations heretofore made for the support of the State Government for the fiscal years ending August 31, 1916 and 1917, to cover authorized deficiency claims registered in the office of the Comptroller of Public Accounts of the State of Texas, in accordance with law,"

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

Hudspeth, Chairman; Caldwell, Parr, Decherd, Page, Hopkins, Johnston of Harris, Bee, Johnson.

Committee Room.

Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: Your Committee on Public Health, to whom was referred

H. B. No. 33, A bill to be entitled

"An Act to regulate the sale of poisons, providing for marking and designating the packages or containers, and for the registration of the name and address of the purchaser; requiring that all records be kept in well-bound books, separate from all other records, to be designated 'Record of Poison Sales'; designating what poisons are meant; prescribing a penalty for violations of this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

McNEALUS, Chairman.

Enrolling Committee Reports.

Committee Room,
Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: Your Committee on Enrolled Bills beg leave to report that we have carefully compared Senate Bill No. 36, and find the same correctly enrolled, and have this day at 10:59 o'clock a. m. presented same to the Governor for his approval.

SMITH, Chairman.

Committee Room,
Austin, Texas, Sept. 28, 1917.

Hon. W. L. Dean, President of the Senate.

Sir: Your Committee on Enrolled Bills beg leave to report that we have carefully compared Senate Concurrent Resolution No. 6, copy of which accompanies this report, and find the same correctly enrolled, and have this day at 3:15 o'clock p. m. presented same to the Governor for his approval.

SMITH, Chairman.

By Henderson. S. C. R. No. 6.

Be it resolved by the Senate, the House of Representatives concurring, That the President of the Senate appoint two members and the Speaker of the House of Representatives appoint two members for the purpose of and with instructions to investigate as to the cost of having a number of copies of the record of proceedings taken upon the impeachment trial of Governor Ferguson printed and bound, and that they recommend back to the Senate the

cost of such printing and the advisability of having same printed and the number to be printed.

TWENTY-FOURTH DAY.

Senate Chamber,
Austin, Texas,
Saturday, Sept. 29, 1917.

The Senate met at 9 o'clock a. m., pursuant to adjournment, and was called to order by President Dean.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Hopkins.
Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Caldwell.	McNealus.
Clark.	Page.
Collins.	Parr.
Dayton.	Robbins.
Dean.	Smith.
Decherd.	Strickland.
Floyd.	Suiter.
Gibson.	Westbrook.
Harley.	Woodward.
Henderson.	

Absent.

Johnston of Harris.

Absent—Excused.

Hall.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Alderdice.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Bills and Resolutions.

There were none today.

Senate Bill No. 27—Free Conference Committee Report Adopted.

Senator Bailey called up from the table and the Chair laid before the